IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY NINETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

**HON'BLE SRI JUSTICE A.GOPAL REDDY**

-

**WRIT PETITION NO : 12802 of 2004**

Between:

Maharshi Educational Society, Rep. by its Secretary Correspondent, M. Gangi Reddy, Badvel, Cuddapah.

**..... PETITIONER**

AND

1 The Government of Andhra Pradesh Rep. by its Secretary, Education Department, Secretary, Hyderabad.
2 Board of Intermediate Education, Rep. by its Secretary, Vidya Bhawan, Nampally, Hyderabad.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus directing the respondents to take decision over the grant of permission to the petitioner society for setting up of private Junior College and consequently direct the respondents to consider the case of the petitioner forthwith

**Counsel for the Petitioner: MR. T. SRIKANTH REDDY**

**Counsel for the Respondent No 1.: GP FOR HIGHER EDUCATION**

**Counsel for the respondent No.2 : Mr S.S. PRASAD**

**The Court at the admission stage made the following :**

ORDER :

In response to the Notification dated 25-7-2001 issued by the 2nd respondent for setting up of private Junior Colleges, the petitioner Society made an application, seeking permission, to establish a Junior College. Permission was accorded in favour of the petitioner Society vide GOMs.No. 81 dated 20-8-2001, which was subject matter of challenge under W.P.No. 18942 of 2001 which was disposed of on 23-10-2003 by setting aside the permission granted in favour of the petitioner and directing the Government to consider afresh and take a decision within a period of eight weeks from then and until the Government takes a decision the petitioner was restrained from making admissions into the courses. On disposal of the said writ petition, the petitioner society made several representations, of which the latest one is dated 24-7-2004, requesting the Government to dispose of the representation. But, so far, the Government has not disposed of the same. Constraining the in action on the part of the Government, the petitioner filed the present writ petition seeking direction to the respondents to take decision on his representation for grant of permission to set up a private Junior College.

Learned Government Pleader for Higher Education, on instructions, submits that the matter is still pending with the Government and it will take two weeks time to dispose of the same.

In view of the same, the respondents are directed to dispose of the representation made by the petitioner society with them, in the light of the orders passed by this Court in W.P.No.18942 of 2001 dated 23-10-2003, within a period of two weeks from the date of receipt this order and shall communicate the same to the petitioner herein.

Accordingly the writ petition is disposed of. No costs.

_____

A. GOPAL REDDY, J

Dt.29-07-2004

KVRK

To

1 The Secretary, Education Department, Government of Andhra Pradesh, Hyderabad.
2 The Secretary, Board of Intermediate Education, Vidya Bhawan, Nampally, Hyderabad.

3. Two CCs to GP for Higher Education, High Court of AP, Hyd (OUT)

4. Two CD copies.